

**BOARD MEETING
LOUISIANA BOARD OF VETERINARY MEDICINE**

June 8, 2000

I. CALL TO ORDER

The meeting was called to order at 9:00 a.m. by the President, Dr. Dick C. Walther.

II. ROLL CALL

Roll call was taken by the President, Dr. Dick Walther with the following results:

Those present were:

Dr. Dick Walther	Board President
Dr. Adrienne Aycock	Board Vice-President
Dr. Robert Lofton	Board Member
Dr. Edwin Davis	Board Member
Kimberly Barbier	Board Administrative Director
Michael A. Tomino, Jr.	Board General Counsel

Absent:

Dr. George Gowan	Board Secretary-Treasurer
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Guests:

Dr. Gloria Peterson	DVM Applicant
Dr. Michael Strain	State Representative, District 74 & LVMA
Chris LeGrange	LVMA
Hilton Cole, Director	EBR Parish Animal Control, LACA
David Marcantel, Director	Calcasieu Parish Animal Control, LACA
Janet Pippins, Director	Tangipahoa Parish Animal Control
Trey McMillan	Caddo Parish Animal Control
Patricia Scott	Caddo Parish Animal Control
Burton Brand	St. Tammany Animal Control

III. APPROVAL OF MINUTES - April 20, 2000

Dr. Lofton moved to accept the minutes of the April 20, 2000 board meeting as presented, seconded by Dr. Davis, and passed unanimously by voice vote.

IV. FINANCIAL AND CONTRACT MATTERS

A. **Financial Reports**

The financial reports for March and April, 2000 were presented by Ms. Barbier for Board review.

B. Budget Forecast for Fiscal Year 2000

Ms. Barbier presented for Board review an update and forecast of the present fiscal year budget indicating board expenses coming in under the budgeted amount and income slightly above the budgeted amount.

C. Investments

1. Ms. Barbier presented for Board review an update of investments (CD purchases and deposits) for fiscal year 2000.

2. Dr. Davis moved to authorize Ms. Barbier with the Board Secretary/Treasurer, elect-Dr. Lofton, to make internal fund transfers at Bank One for the purchase of CDs not to exceed \$170,000 (maximum balance at any time) during fiscal year 2001 (07/01/2000 through 06/30/2001), seconded by Dr. Aycock, and passed unanimously by voice vote.

D. Audit Fiscal Year 2000

Ms. Barbier presented for Board review the Louisiana Compliance Questionnaire required for audit engagement. Dr. Lofton moved to approve the questionnaire, seconded by Dr. Aycock, and passed unanimously by voice vote.

V. POLICY, PROCEDURE, AND RULES

A. Rule Making

1. General Update: The Board has no rule promulgation in progress.

2. Adoption of Rules: The Board has no rule promulgation in progress.

3. Consideration of New Rules

a. Anesthesia/Surgical and Euthanasia Consent Forms: The Board reviewed revised proposed rule amendments regarding consent forms. Dr. Aycock moved to approve the rule amendment as presented and authorize Ms. Barbier to proceed with promulgation, seconded by Dr. Davis, and passed unanimously by

voice vote. Ms. Barbier was instructed that the sample forms developed are to be published in the Board's newsletter after promulgation of the rule revisions.

b. Chapter 11 - Preceptorship Program: The Board began review of proposed rule amendments. Dr. Lofton moved to table discussion of this item until later in the meeting, seconded by Dr. Aycock, and passed unanimously by voice vote.

[Mr. LeGrange and Dr. Strain arrived at the meeting. The Board continued with agenda item V.A.3.c. After discussion of item VI.G.2., VI.A.1, and V.A.3.d., the Board returned to V.A.3.b.]

Dr. Lofton moved to return to V.A.3.b. for further discussion, seconded by Dr. Aycock, and passed unanimously. Dr. Lofton moved to delete rule §1105.B (revised to §1105.F in revised rules presented), seconded by Dr. Aycock, and passed unanimously by voice vote.

[The Board returned to agenda item VI.G.2.]

c. Dispensing & Prescribing Drugs: Dr. Lofton and Mr. Tomino presented the revised proposed new rules for Board review. Mr. Tomino informed the Board of Mr. Fred Shiels resignation as inspector with the Board of Pharmacy to take a position with the DEA in Washington, D.C. Dr. Lofton moved to approve the new rule as presented and authorize Ms. Barbier to proceed with promulgation, seconded by Dr. Aycock, and passed unanimously by voice vote.

d. Chapter 8 - RVTs: Dr. Aycock informed the Board of a concern voiced by Dr. Brenda Woodard, Northwestern State University, Veterinary Technician Program, regarding the limitation of duties, mainly administration of I.V. anesthesia, published in one of the Board's recent newsletters. This university's program is accredited by AVMA and as part of the AVMA accreditation program, a veterinary technician student must be taught I.V. anesthesia. Dr. Aycock suggested allowing the administration of I.V. anesthesia under direct supervision but leave it up to the veterinarian's discretion and ultimate responsibility. Dr. Aycock moved to table this item until she and Mr. Tomino can research the issue further, seconded by Dr. Davis, and passed unanimously by voice vote.

[Upon arrival of representatives from the Louisiana Animal Control Association (LACA) and various animal control agencies, Dr. Walther suggested the Board discuss agenda item VI.G.2. After discussion of item VI.G.2. and VI.A.1., item V.A.3.d was revisited to recap previous discussion. The Board returned to agenda item V.A.3.b.]

B. Policy and Procedure

1. Application Processing: Ms. Barbier presented the Board with a draft procedure for handling applications where a conviction, license denial, or disciplinary action of a license has been indicated on the Board's application form. Dr. Davis moved to approve the procedure presented, where these applications will be sent to the General Counsel for research and recommendation to the Junior Board Member, seconded by Dr. Lofton, and passed unanimously.

2. VTNE Admission: Ms. Barbier presented information regarding the eligibility of candidates to take the VTNE - at what point in education can someone sit for the VTNE. The Board's present rules do not set perimeters for eligibility of candidates to sit for the VTNE. This item was deferred to Dr. Aycock and Mr. Tomino to work on with the revisions to Chapter 8, RVT rules.

3. Preceptorship Practice Approval: Ms. Barbier presented a situation in which a practice assessment questionnaire is received indicating a veterinarian in a practice of a number of veterinarian has had disciplinary action taken against him and the consent order issued includes an item requiring that the disciplined veterinarian not be eligible to be a preceptor for three years following execution of the consent order. There is no Board rule providing for denying or accepting facilities in this situation. The Board concluded that at present these facility can not be denied. This issue will be addressed in the revisions to Chapter 11, preceptorship rules, presently being worked on.

C. Practice Act-Related Inquiries/Declaratory Statements

1. Acceptable Heartworm Adulticide: The Board reviewed the inquiry of Dr. George Robinson regarding the use of Ivermectin as a heartworm adulticide and the draft response prepared by Mr. Tomino.

2. Abandoned Animals: The Board reviewed the inquiry of Dr. Kirk Maestri regarding his situation with an abandoned animal and the draft response prepared by Mr. Tomino.

3. Reproductive Ultrasonography: The Board reviewed the inquiry of Cynthia Johnson, M.S. and Grant Frazier, B.V.Sc., M.S., Dipl-ACT from Ohio State College of Veterinary Medicine regarding reproductive ultrasonography in the U.S. dairy industry and the draft response prepared by Mr. Tomino.

After review and discussion of all three inquiries and responses, Dr. Aycock moved to approve the responses prepared by Mr. Tomino and authorize Mr. Tomino to send the responses, seconded by Dr. Lofton and passed unanimously by voice vote.

[Dr. Davis moved to break for lunch at approximately 12:00 noon, seconded by Dr. Walther, and passed unanimously by voice vote. Dr. Walther called the meeting back to order at approximately 1:00 pm. Upon return to order, the Board proceeded with agenda item VIII.]

VI. MISCELLANEOUS MATTERS

A. Applicant Issues:

[The following item was discussed after VI.G.2. Dr. Peterson was recognized.]

1. DVM - Dr. Gloria Peterson: The Board reviewed further documents received on behalf of Dr. Peterson for reconsideration of the Board's previous decision made at the April 20, 2000 board meeting regarding waiver of the preceptorship requirement for licensure. After some discussion with Dr. Peterson, the Board recognized that the five-week preceptorship Dr. Peterson performed during her clinical fourth year in 1998/99 was a requirement of Ross University for graduation and that the clinical year recently performed (1999/2000) was a requirement of the AVMA to complete the ECFVG program to accredit Dr. Peterson's education from Ross University (a non-accredited school). Therefore, the Board concluded that these programs can not also be used to fulfill the preceptorship requirement for licensure. Dr. Lofton moved to reaffirm the Board's previous decision made at the April 20, 2000 board meeting and to require Dr. Peterson to fully complete an eight-week preceptorship, seconded by Dr. Davis, and passed unanimously by voice vote.

[Dr. Peterson exited the meeting. The Board returned to item VI.G.2. for further discussion.]

2. RVT - Renee Dustin: The Board reviewed and discussed the application of Ms. Dustin for RVT certification. Ms. Dustin's VTNE scores are greater than three years old. The Board's present rules provide a three year deadline for exam scores but makes no provisions for accepting an individual who has been practicing and is certified in good standing as a veterinary technician in another state for more than the three years. Dr. Lofton moved that as per the Board's present rules the applicant is required to retake and pass the VTNE, seconded by Dr. Davis, passed by voice vote: For - Dr. Walther, Dr. Aycock, and Dr. Lofton; Opposed - Dr. Davis. Mr. Tomino was instructed to contact the applicant regarding this matter. This issue will be addressed by Dr. Aycock in the revisions to Chapter 8, RVT rules.

B. Lead CAET Designation Requests

1. Patrick McCullin, Ruston Animal Control: The Board reviewed documents submitted by Mr. McCullin relative to a chemical capture course presented by Safe Capture International, he attended. Dr. Lofton moved to approve the course for lead CAET designation, seconded by Dr. Davis, and passed unanimously by voice vote.

2. Janet Pippins, Tangipahoa Animal Control: The Board reviewed documents submitted by Ms. Pippins for lead CAET designation. Dr. Lofton moved to approve the chemical capture course presented by the University of Missouri-Columbia, she attended, seconded by Dr. Davis, and passed unanimously. Ms. Barbier presented documents regarding Ms. Pippins' registration with DHH-Controlled Dangerous Substance Program and DEA. The Board instructed Ms. Barbier to hold designation until Ms. Pippins provides a copy of the renewed DHH-CDS registration and contact DEA about no individual name on the DEA registration.

C. National Examination Update: The Board reviewed information on the last administration of the National Board Examination and Clinical Competency Test given on April 11 and 12, 2000.

D. Web-based Veterinary Technology Programs: The Board reviewed request for information from Purdue University regarding the Board's acceptance of distance learning veterinary technician programs (web-based content courses). The Board would accept completion of accredited web-based veterinary technician programs towards RVT certification.

E. NAVLE Examination Form: Ms. Barbier presented information that the NBEC will provide an opportunity for the NAVLE examination form to be reviewed by interested parties. The Board decided not to send anyone to review the exam form.

F. AAVSB - ECFVG Issue: Dr. Walther informed the Board that Dr. James "Sonny" Corley had contracted him about the Board not sending a representative to the AAVSB annual meeting in July. Dr. Corley recommends that the Board have a representative attend the Delegates Meeting where the ECFVG issue will be discussed. Dr. Aycock will try to work out her attendance.

G. LACA

1. Chemical Capture Course: The Board reviewed the information provided from LACA by David Marcantel. The Board requires further course information regarding the other sessions being presented. Ms. Barbier was instructed to contact Mr. Marcantel regarding this matter.

[The following item was discussed after item V.A.3.c. of the agenda.]

2. **CAET Continuing Education Requirements:** Representatives from LACA and various animal control agencies voiced their concerns regarding the mandated continuing education now required by the Board for renewal of all CAET certificates. They voiced the reasons including expense for those shelters having a number of certified CAETs (limited budgets) and shut down time of facilities to attend programs. They suggest requiring CE for the Lead CAETs only or requiring the CE over two or three years. After hearing from all those animal control representatives wanting to speak on the subject, Dr. Lofton thanked all of the animal control representatives for their input then moved to take the matter under consideration, seconded by Dr. Davis, and passed unanimously.

[Animal control representatives left the meeting at this time. Dr. Walther moved to discuss VI.A.1. on the agenda. After discussion of item VI.A.1., the Board returned to item VI.G.2.]

Dr. Strain and Mr. LeGrange recapped discussion with the animal control representatives, Dr. Lofton moved to table this matter until later in the meeting, seconded by Dr. Davis, and passed unanimously.

[The Board returned to agenda item V.A.3.d. After discussion of item V.A.3.b, the Board again returned to VI.G.2.]

Dr. Lofton moved to return to and complete discussion of item VI.G.2, seconded by Dr. Aycock, and passed unanimously. Dr. Lofton moved to make no changes to the rule at this time and to take the concerns voiced by the animal control representatives under consideration after a reasonable time period for evaluation, seconded by Dr. Davis, and passed unanimously.

[Dr. Walther moved to continue with agenda item V.B.]

VII. ANNUAL ITEMS

A. Election of Officers for 2000/2001: Dr. Walther motioned the following nominations:

Dr. Adrienne Aycock for Board President

Dr. George Gowan for Board Vice-President

Dr. Robert Lofton for Board Secretary/Treasure

Motion seconded by Dr. Davis and passed unanimously by voice vote.

B. Board Position Duties: No changes were made to board position duties.

C. Authorization to Sign Checks: Dr. Davis moved to authorize the Board President, Dr. Aycock, the Board Vice-President, Dr. Gowan, the Board Secretary/Treasurer, Dr. Lofton, and Ms. Barbier, Board Administrative Director, to sign checks on behalf of the Board, with any checks over \$2,000 to be signed by two of the authorized person, and noting that Ms. Barbier is not authorized to sign checks payable to herself, seconded by Dr. Davis, and passed unanimously.

[Ms. Barbier requested the Board consider the following.]

Dr. Gowan had requested the Board to consider changing the scheduled October 12 board meeting from the second Thursday, which is a conflict for him, to either the first Thursday or third Thursday. The October board meeting is changed from October 12 to Thursday, October 5, 2000.

VIII. EXECUTIVE SESSION

It was moved by Dr. Lofton to enter executive session to discuss matters relative to contracts, personnel, miscellaneous legal issues and advice as needed, and any other items properly brought up, seconded by Dr. Aycock, and passed unanimously by voice vote. Upon return to the public record by motion of Dr. Davis, seconded by Dr. Aycock, and passed unanimously by voice vote, the Board took the following action:

A. Contracts:

1. Professional Examination Service - Veterinary Technician National Exam: Dr. Aycock moved to approve the contract between the Board and PES for providing the VTNE exam for RVT certification, seconded by Dr. Walther and passed unanimously by voice vote.

B. Personnel Review - Tisha Turner: Dr. Aycock moved to accept Ms. Barbier's favorable review of Ms. Turner's performance at the end of the standard six-month probationary period and the recommended additional 3% merit raise, seconded by Dr. Davis, and passed unanimously by voice vote.

C. Miscellaneous Legal Issues: There were no legal issues discussed.

D. Other Matters Properly Brought Up in Executive Session:

1. Homer A. Watts, DVM: Dr. Davis moved to reinstate Dr. Watts' Louisiana license number 478 from inactive/retired status to active status upon receipt of the required continuing education hours for the present renewal year 2000, seconded by Dr. Aycock, and passed unanimously by voice vote.

[Upon completion of Executive Session items, the Board continued the general session at agenda item VI.A.2.]

IX. OTHER BUSINESS

Wall certificates were signed for new licenses/certificates issued since the April 20, 2000 board meeting.

X. ADJOURN

Dr. Davis moved to close the meeting, seconded by Dr. Walther, and passed unanimously by voice vote. The meeting was adjourned at approximately 3:00 pm.

APPROVED BY:

Adrienne A. Aycock, DVM
Vice-President